

December 12, 2011

Mayor Skeet opened meeting at 6:00 pm.

Members present: Mayor Skeet, Trustees Graham, Peterson, Lauer and Bielec. Also present was Deputy Clerk Denise Beal.

Mayor Skeet informed the Board that Attorney Mark Boylan would be joining the meeting at 6:30.

Motion was made by Trustee Graham and seconded by Trustee Bielec to approve November 28th Committee meeting minutes.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet	X			
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASSED			

Communications:

- 1) Rec'd ck#40707 in amt of \$92.00 from EASCO for scrap metal.
- 2) Rec'd ck#647 in amt of \$30,385.00 from Judge Alexander for October 2011 fines.
- 3) Rec'd \$50.00 cash from Dave Stehlar for building permit for pole barn.

Clerk informed the Board of fund shortage to cover current payables due to large payments due for Retirement and Debt Service payments. It was explained that Water Debt Service payment from Genesee County would be coming in around December 15th and would be deposited back into the savings to replace a portion of the funds transfer. She also mentioned shortage in sewer is due to having made \$35,707.50 in payments for WQIP grant expenditures which was budgeted for transfer for the Village's share of grant.

Motion made by Trustee Graham and seconded by Mayor Skeet to approve transfer of \$85,000.00 from General Savings to be distributed as follows: \$35,707.50 to sewer to cover WQIP grant expenditures to date and \$49,292.50 to general to cover Retirement and Debt Service payments.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet	X			
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASSED			

Request from Norm Waff for purchase of budgeted tools and equipment totaling \$1,575.00 was reviewed and discussed. Trustee Peterson mentioned the tools requested are electrical construction tools and questioned if it wouldn't be cheaper to rent them for the amount of time that they would be used. Board decided to table the request until more information was available from Norm on the potential use of the tools.

Estimate of \$500.00 from Invisible Fence for Strollo invisible fence damaged during Drainage Grant work was discussed. Trustee Peterson updated the Board on his conversation with the representative from Invisible Fence. He said the concept was for Invisible Fence to look at the repair made to make sure the

repair meets their standard. He suggested the Board approve \$250.00 for Invisible Fence to inspect the repair site. Trustee Bielec questioned if the repair location was marked. Trustee Graham mentioned it has been working since August when the repair was made. The fence was installed in 2004. It was suggested that since it is currently working fine with the repair made by the contractor, a guarantee be given to Ms. Strollo that if any problems occur in the next three years at the repair site, the Village will take care of getting it fixed.

Attorney Mark Boylan arrived at 6:29 pm.

Discussion took place regarding the possibility of Attorney Boylan working for both the Town of Pembroke and Village of Corfu on the WQIP Sewer grant. The question arose if there were a dispute between the Town and Village how it would be handled. He said he would bow out and each municipality would have to get their own representation. He stressed also that as an attorney he is sworn to client confidentiality. He said he would advise on legal agreements but it is still the Village or Town’s decision. Attorney Boylan explained that Retainer Agreement is based on hourly wage and is on an “on-call basis”. It can be terminated at any time. Mayor Skeet mentioned he would also like the Board to consider hiring Attorney Boylan as the Village Attorney as well as the Attorney for the Sewer Grant. Board asked Attorney Boylan several questions regarding procedure and discussed different issues with him.

Motion was made by Trustee Graham and seconded by Trustee Bielec to authorize Mayor Skeet to execute the Retainer Agreement with Attorney Mark Boylan to retain his services as counsel for the WQIP Sewer Grant as well services as the Village Attorney.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet	X			
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASSED			

Attorney Boylan stayed to answer any questions that arose during the course of the meeting. A letter will be sent to Attorney Kevin Earl thanking him for his prior service.

A brief Maintenance update was given. It was mentioned that the lift has been installed and already in use for work on the Police vehicles. The railing for the underpass has been fabricated, is currently being blasted and should begin installation on Thursday.

Clerk mentioned an adjustment received from Monroe County water for a property on East Main Street that had a water leak that will result in a huge sewer bill to the property owner. Trustee Graham said to have the owner contact him and they will review the circumstances of the leak.

Mayor Skeet updated the Board on the recent joint meeting on December 6th with the Town of Pembroke about the Sewer grant. He reviewed some of the changes that may be taking place on the Town’s end and how any changes would affect the Village portion of the Grant. He said the Engineers are currently gathering information on possible costs of hookups associated with the changes. The next joint meeting is Monday, December 19th.

Very brief report was given on Police department. It was mentioned that Maintenance found possible cause for problems with the cooling system in the police car.

Mayor Skeet questioned Attorney Boylan on procedure necessary to possibly change the zoning for The Market location from residential to commercial. Attorney Boylan questioned what is in the comprehensive

plan for that area and gave a brief rundown of procedure necessary. He mentioned that it would be best coming as a petition from the landowner, that the Planning Board would have to review and a recommendation would have to be made by a majority of the Planning Board to the Board of Trustees. It would have to go to Genesee County Planning and a public hearing would be held. A Local Law would need to be enacted to amend the Zoning designation for that location.

Clerk presented an estimate from Hiedi Librock for services in assisting with the DEC Recycling grant and Archives grants if necessary. The Board approved contacting Ms. Librock to ask questions on the grant if needed.

	Date	Gen. Fund Ckg	Sew.Fund Ckg	True Gen Bal	
Ckg Balance on hand	11/14/11	30,159.70	(6,282.53)		
Trans.from Savings	12/12/11	49,292.50	35,707.50		
Receipts to	12/12/11	49,482.28	9,115.99		
Balance	12/12/11	128,934.48	38,540.96		
Disbursements to	12/12/11	(33,483.82)	(1,869.21)		
Subtotal	12/12/11	95,450.66	36,671.75		
Payables	12/12/11	(81,668.66)	(17,483.17)		
Ckg Total	12/12/11	13,782.00	19,188.58	32,970.58	
		General Fund	Capital Reserve	Sew. Repair Res	Total Savings
SavingsTotal	11/14/11	391,449.33	246,477.07	33,679.81	671,606.11
Trans to Sewer Ckg					
Interest to	11/30/11	48.27	30.39	4.15	82.81
	12/12/11	391,497.60	246,507.46	33,683.96	671,689.02

Vouchers: #215378 thru 215418

General Fund – Total Am't = \$115,152.48
 Sewer Fund - Total Am't = \$ 19,352.38

Motion made by Trustee Lauer and seconded by Trustee Bielec to approve Treasurer's Report.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet	X			
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASSED			

Motion made by Trustee Graham and seconded by Trustee Bielec to pay general and sewer bills.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet	X			
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			

Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASS			

Clerk Thomas updated the Board on telephone call received from Frank Ciacia, Genesee County Stop DWI Coordinator. He indicated that due to the State Police investigation initiated by the allegation made by Trustee Peterson that reports submitted for the DWI Grant had been done improperly, it is likely that reimbursement would not be made for the July/August voucher or the September/October voucher that had been submitted. This represents a loss of over \$2900.00 to the Village. Mr. Ciacia also said it was unlikely that the Village would be funded for future DWI grants. This represents a potential loss of DWI grant funding of approximately \$3000.00 per year.

Trustee Peterson was questioned about his allegation and responded that he had just had a conversation with the District Attorney's Office to understand the situation and they referred him to the State Police. When questioned what the allegation was that was made he said he preferred not to say. He said it was based on information he had received. When asked who he received the information from he said he preferred not to say. When asked why he didn't bring it to the Board first he said he exercised his rights as a citizen of the Village.

Attorney Boylan said that at this point it's best to wait for Frank Ciacia to make his determination. He also suggested to the Board that they need to put their personal feelings aside and work together for the benefit of the Village.

Clerk informed Board of email received from Laura Landers regarding single audit for Drainage grant indicating the draft should be ready this week.

Mayor Skeet said he would like to review and discuss the Draft Audit report on the Court Audit received from the State Comptroller's Office in Executive Session.

Motion was made by Trustee Graham and seconded by Trustee Bielec to go into Executive session at 8:12 pm and requested Attorney Mark Boylan, Clerk Sandy Thomas and Deputy Clerk Denise Beal remain for the Executive session.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet	X			
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASS			

Motion was made by Trustee Lauer and seconded by Mayor Skeet to go out of Executive session at 9:01 pm.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet	X			
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			

RESULTS	PASS			
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Attorney Mark Boylan left the meeting at 9:03 pm.

Trustee Graham gave update regarding interviews for the Village Prosecutor position. He said he and Dave Saleh interviewed two people for the position. He mentioned that of the two, Bob Zickl has 20 years experience as prosecutor and does prosecution work for several municipalities in Genesee County. Dave Saleh also recommends Bob Zickl.

Motion was made by Trustee Peterson and seconded by Trustee Graham to hire Bob Zickl for the prosecutor position for the Village to begin in January 2012.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet		X		
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			
Trustee Ken Lauer	X			
VOTE TOTAL	4	1		
RESULTS	PASS			

It was mentioned that the Fire district elections are Tuesday night.

Mayor Skeet mentioned they would like to get a head count of how many employees will be attending the Safety Meeting on Friday evening.

Trustee Peterson questioned if the bills could be paid electronically to make reviewing the bank statements easier. Clerks will look further into it.

Board was reminded that caucuses for the Village Election need to be held between January 24th and 31st.

Motion was made by Trustee Graham and seconded by Mayor Skeet to adjourn meeting.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Todd Skeet	X			
Trustee Al Graham	X			
Trustee Ralph Peterson	X			
Trustee Dave Bielec	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASS			

Meeting was adjourned at 9:18 pm.

Sandra Thomas
Clerk Treasurer